

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Selinfreund et al.	Art Unit:	1756
Serial No.:	10/672,052	Examiner:	Angebrannt, Martin J.
Filing Date:	September 26, 2003	Docket No.:	VTI-114.4B(US)
Title:	Transient Optical State Change Materials Useful in Copy-Protected Compact Discs	Confirmation Number:	7180

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Commissioner for Patents
P.O Box 1450
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on:
Date: June 2, 2006


Rena J. Barrett

RESPONSE TO THE OFFICE ACTION
OF MAY 2, 2005 IN CONJUNCTION WITH RCE FILING AFTER
NOTICE OF APPEAL

I. INTRODUCTORY COMMENTS

- Request for Consideration of Response**

This "RESPONSE TO THE OFFICE ACTION OF MAY 2, 2005" replies to the outstanding office action in this case, and distinctly and specifically points out the errors in the Examiner's action, as well as responding to every ground of objection and rejection set forth in such office action. This response is a bona fide attempt to advance the application to final action. In light of the amendments (if any) and remarks set forth below, Applicants request that the Examiner reconsider the Examiner's stance with respect to the patentability of the claims, and Applicants seek further examination of the application. Applicants hereby request that any objections or requirements as to form not necessary to further consideration of the claims be held in abeyance until allowable subject matter is indicated.

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- **REQUEST FOR, AND PAYMENT OF, EXTENSION FEE**

An extension fee, which is believed to be a five-month extension fee, is due with this filing. Applicants hereby request such extension and provide the Commissioner with the authority to debit Kelley Drye & Warren's Deposit Account No. 11-0404 for the extension fee.

- **LOCATION OF SPECIFIED SECTIONS FOR SCANNING OF THIS DOCUMENT**

SECTIONS OF DOCUMENT	LOCATION OF SECTION
I. INTRODUCTORY COMMENTS	Pages 1 – 3
II. AMENDMENTS TO THE SPECIFICATION	Pages 4
III. AMENDMENTS TO THE CLAIMS	Pages 5 – 9
IV. AMENDMENTS TO THE DRAWINGS	Pages 10
V. REMARKS/ARGUMENTS	Pages 11 -15
VI. APPENDIX	Pages 16

- **REQUEST FOR ENTRANCE OF AMENDMENTS AND CONSIDERATION OF ARGUMENTS**

Applicants respectfully request entrance of the amendments, and consideration of its arguments set forth below. Amended/new claims that may be construed as more limiting in scope than the scope of any of the claims prior to amendment/cancellation/addition should not be construed as an abandonment of any subject matter no longer claimed, nor should the amended/new claims be construed in any manner to waive or limit the equivalent structures of any element recited in such claims that would otherwise be available under the Doctrine of Equivalents with respect to the unamended/canceled claims.

Amendment/cancellation/addition of the claims is not in any manner intended to, and should not be construed to, waive Applicant's right in the future to seek protection for the subject matter claimed in prior claims, or to seek protection for similar matter in any continuation, divisional, continuation-in-part, RCE, CPA or any other application claiming priority to or through the present application. Applicants expressly reserve the right to file

applications directed to the subject matter covered by any canceled or previously submitted claim, as well as any uncovered subject matter disclosed in the specification.